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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
11

12 UNITED STATES OF AMERICA,	)	No. CR-08-00040 JF
	)	
13 Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del>
	)	ORDER TO CONTINUE HEARING DATE
14 vs.	)	FOR MOTION FOR NEW TRIAL
	)	
15 DONALD RAY WILLIAMS,	)	
	)	
16 Defendant.	)	
	)	

17  
18 **STIPULATION**

19 Defendant Donald Ray Williams, by and through Assistant Federal Public Defender  
20 Manuel U. Araujo, and the United States, by and through Assistant United States Attorney Gary  
21 Fry, hereby stipulate that the motion for new trial, currently set for Wednesday, February 25,  
22 2009, at 10:00 a.m., shall be continued to Wednesday, March 18, 2009, at 10:00 a.m.

23 In addition, the parties stipulate to new filing deadlines as follows: the defendant's  
24 motion shall be filed on or before Wednesday, February 25, 2009; the government's opposition  
25 shall be filed on or before Wednesday, March 16, 2009; and the defendant's reply, if any, shall be  
26 filed on or before Monday, March 16, 2009.

1 The reason for the requested continuance is to provide sufficient time for the preparation  
2 and review of trial transcripts.

3 IT IS SO STIPULATED.

4 Dated: February 6, 2009

5 \_\_\_\_\_/s/\_\_\_\_\_  
6 MANUEL U. ARAUJO  
Assistant Federal Public Defender

7  
8 Dated: February 6, 2009

9 \_\_\_\_\_/s/\_\_\_\_\_  
10 GARY FRY  
Assistant United States Attorney

11  
12 **[PROPOSED] ORDER**

13 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY  
14 ORDERED that the hearing date for defendant's motion for new trial shall be continued from  
15 Wednesday, February 25, 2009, to Wednesday, March 18, 2009, at 10:00 a.m.

16 IT IS FURTHER ORDERED that defendant's motion shall be filed on or before  
17 Wednesday, February 25, 2009; the government's opposition shall be filed on or before  
18 Wednesday, March 16, 2009; and the defendant's reply, if any, shall be filed on or before  
19 Monday, March 16, 2009.

20 IT IS SO ORDERED.

21 Dated: 2/23/09

22   
23 THE HONORABLE JEREMY FOGEL  
United States District Court